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CLERK OF DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY:

DEPUTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

February 2012 Grand Jury

UNITED STATES OF AMERICA,

Case No.

12 CR 1689 JAH

Plaintiff,

I N D I C T M E N T

v.

YONAS FIKRE (1),  
DAWIT WOLDEHAWARIAT (2),  
ABREHAILE HAILE (3),

Title 18, U.S.C., Sec. 371 -  
Conspiracy; Title 31 U.S.C.,  
Sec. 5324(a)(3) - Structuring;  
Title 18, U.S.C., Sec. 2 -  
Aiding and Abetting; Title 26,  
U.S.C., Sec 2703 - Failure to  
File a Tax Return

Defendants.

The grand jury charges:

Count 1

CONSPIRACY TO STRUCTURE

Introduction

1. Defendants YONAS FIKRE ("FIKRE") and DAWIT WOLDEHAWARIAT ("WOLDEHAWARIAT") are brothers, and have previously conducted business together. Defendant WOLDEHAWARIAT resides in San Diego, California.

2. In or about December 2009, defendant FIKRE traveled from the United States to Sudan.

3. Defendants FIKRE and WOLDEHAWARIAT agreed to transfer tens of thousands of dollars from the United States to the United Arab Emirates to have the money available for use in Sudan or elsewhere. Defendants WOLDEHAWARIAT and FIKRE wanted to conceal from the United States their connection to the money transfers.

CPH:lml:San Diego  
5/1/12

5. Beginning on a date unknown to the Grand Jury, and continuing up to on or about December 12, 2010, within the Southern District of California and elsewhere, defendants YONAS FIKRE, DAWIT WOLDEHAWARIAT, and ABREHAILE HAILE knowingly conspired and agreed with each other and with other persons known and unknown to the Grand Jury to commit offenses against the United States, to wit, for the purpose of evading the reporting requirements of section 5313(a) of Title 31, United States Code, and the regulations promulgated thereunder, structure or attempt to structure transactions with one or more domestic financial institutions; in violation of Title 31, United States Code, Section 5324(a)(3) and Title 31, Code of Federal Regulations, Sections 103.11 and 103.22(b)(1) (now codified as Title 31, Code of Federal Regulations, Sections 1010.100 and 1010.311).

6. In furtherance of said conspiracy and to effect and accomplish the objects thereof, the following overt acts, among others, were committed within the Southern District of California and elsewhere:

- a. On or about April 13, 2010, defendant FIKRE instructed defendant WOLDEHAWARIAT to contact defendant HAILE to transfer money from the United States to Dubai;

11.

- 1           b.   On or about April 14, 2010, defendant WOLDEHAWARIAT  
2           placed a telephone call in which he asked defendant  
3           HAILE to transfer approximately \$75,000 without  
4           identification or a social security number for  
5           defendants WOLDEHAWARIAT and FIKRE;  
6           c.   On or about April 14, 2010, defendant HAILE provided  
7           defendant WOLDEHAWARIAT with a Bank of America account  
8           number into which defendant WOLDEHAWARIAT was to  
9           deposit funds to be transferred by defendant HAILE;  
10          d.   On or about April 14, 2010, defendant WOLDEHAWARIAT  
11          deposited \$7,000 in U.S. currency into the bank  
12          account provided to him by defendant HAILE;  
13          e.   On or about April 15, 2010, defendant WOLDEHAWARIAT  
14          deposited \$7,000 in U.S. currency into the bank  
15          account provided to him by defendant HAILE;  
16          f.   On or about April 15, 2010, defendant HAILE instructed  
17          defendant WOLDEHAWARIAT to make another deposit into  
18          the same bank account, stating, "Divide the money into  
19          small amount and deposit it";  
20          g.   On or about April 19, 2010, defendant WOLDEHAWARIAT  
21          deposited \$7,000 in U.S. currency into the bank  
22          account provided to him by defendant HAILE;  
23          h.   On or about April 22, 2010, defendant HAILE provided  
24          defendant WOLDEHAWARIAT with a second bank account  
25          number into which defendant WOLDEHAWARIAT was to  
26          deposit money.

27 All in violation of Title 18, United States Code, Section 371.

28 //

Count 2STRUCTURING

From on or about April 14, 2010, and continuing to on or about April 19, 2010, within the Southern District of California, defendants YONAS FIKRE, DAWIT WOLDEHAWARIAT, and ABREHAILE HAILE did knowingly and for the purpose of evading the reporting requirements of Section 5313(a) of Title 31, United States Code, and the regulations promulgated thereunder, structure or attempt to structure transactions with one or more domestic financial institutions; in violation of Title 31, United States Code, Section 5324(a)(3) and Title 31, Code of Federal Regulations, Sections 103.11 and 103.22(b)(1) (now codified as Title 31, Code of Federal Regulations, Sections 1010.100 and 1010.311), and Title 18, United States Code, Section 2.

Count 3FAILURE TO FILE A TAX RETURN

During calendar year 2009, defendant DAWIT WOLDEHAWARIAT, who was a resident of San Diego, California, had and received a gross income in excess of \$26,000. By reason of such gross income, he was required by law, following the close of the calendar year 2009 and on or before April 15, 2010, to make an income tax return to the Internal Revenue Service Center, at San Diego, California, to a person assigned to receive returns at the local office of the Internal Revenue Service at San Diego, California, or to another Internal Revenue office permitted by the Commissioner of Internal Revenue, stating specifically the items of his gross income and any deductions and credits to which he was entitled. Well knowing and believing all of the foregoing, he did willfully fail, on or about April 15, 2010, within the Southern District of California and elsewhere, to make an

1 income tax return; in violation of Title 26, United States Code,  
2 Section 7203.

3 Count 4

4 FAILURE TO FILE A TAX RETURN

5 During calendar year 2010, defendant DAWIT WOLDEHAWARIAT, who was  
6 a resident of San Diego, California, had and received a gross income  
7 in excess of \$29,000. By reason of such gross income, he was required  
8 by law, following the close of the calendar year 2010 and on or before  
9 April 15, 2011, to make an income tax return to the Internal Revenue  
10 Service Center, at San Diego, California, to a person assigned to  
11 receive returns at the local office of the Internal Revenue Service  
12 at San Diego, California, or to another Internal Revenue office  
13 permitted by the Commissioner of Internal Revenue, stating  
14 specifically the items of his gross income and any deductions and  
15 credits to which he was entitled. Well knowing and believing all of  
16 the foregoing, he did willfully fail, on or about April 15, 2011,  
17 within the Southern District of California and elsewhere, to make an  
18 income tax return; in violation of Title 26, United States Code,  
19 Section 7203.

20 DATED: May 1, 2012.

21 A TRUE BILL:

22 *Neenan Rice*  
23 Foreperson

24 LAURA E. DUFFY  
25 United States Attorney

26 By: *Caroline P. Han*  
27 CAROLINE P. HAN  
28 Assistant U.S. Attorney

I hereby attest and certify on 5/1/2012  
That the foregoing document is a full, true and correct  
copy of the original on file in my office and in my legal  
custody.

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

By PHILIP V. MAI Deputy

**NOT FOR PUBLIC VIEW**

AO 442

**United States District Court**

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

V.

**SEALED****WARRANT FOR ARREST**

Abrehaile Haile

**CASE NUMBER: 3:12cr-1689-JAH**To: The United States Marshal  
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest

Abrehaile Haile

Name

and bring him or her forthwith to the nearest magistrate to answer a(n)

☒ Indictment   
 ☐ Information   
 ☐ Complaint   
 ☐ Order of Court   
 ☐ Violation Notice   
 ☐ Probation Violation Petition  
☐ Pretrial Violation

charging him or her with (brief description of offense)

18:371 - Conspiracy; 31:5324(a)(3) - Structuring; 18:2 - Aiding and Abetting; 26:2703 - Failure to File a Tax Return

In violation of Title

See Above

United States Code, Section(s)

W. Samuel Hamrick, Jr.

Name of Issuing Officer

P.V. Mai

Signature of Deputy

**SEAL**

Clerk of the Court

Title of Issuing Officer

5/1/2012 San Diego, CA

Date and Location

Bail fixed at \$

No Bail

by

The Honorable William V. Gallo

Name of Judicial Officer

**RETURN**

This warrant was received and executed with the arrest of the above-named defendant at

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		